



Request for City Council Committee Action From the Department of Public Works

Date: November 8, 2012

To: The Honorable Sandra Colvin Roy, Chair Transportation and Public Works Committee

Referral To: The Honorable Betsy Hodges, Chair Ways and Means/Budget Committee

Subject: **Upton Av S Street Resurfacing Project No 5230: Postpone Levy of Assessments**

Recommendation:

A. Passage of a resolution to amend Resolution No 2012R-198 for the Upton Av S Project No 5230 to postpone the levy of special assessments until 2013 to begin collection on 2014 property tax statements for the properties on Upton Av S from 43rd St W to 50th St W.

Previous Directives:

- Resolution 2011R-571, establishing 2012 Uniform Assessment Rates for Resurfacing Improvements.
- Resolution 2012R-123 passed March 8, 2012 designating the location and streets to be improved in the Upton Av S Project No 5230.
- Resolution 2012R-198 passed April 13, 2012 ordering the work to proceed and adopting the special assessments for the Upton Av S Project No 5230

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Michael D. Kennedy, P.E, Director, Transportation, Maintenance & Repair

Approved: _____
Steven A. Kotke, P. E., Director of Public Works

Presenters in Committee: Michael D. Kennedy, P.E, Director, Transportation, Maintenance & Repair

Permanent Review Committee (PRC)	NA
Civil Rights Group	NA
Policy review Group (PRG)	NA

Financial Impact

Special Assessments against benefited properties

Community Impact

Neighborhood Notification: Notice of postponement of assessments to be mailed

Neighborhood Meetings: N/A

City Goals: Maintain the physical infrastructure to ensure a healthy, vital and safe city

Comprehensive Plan: Not Applicable

Zoning Code: Not Applicable

Background/Supporting Information:

Project Background

The Upton Ave. S. resurfacing project was approved and fully funded as a part of the 2012 Public Works Resurfacing Program in December, 2011. This program comprises 20 individual projects, including Upton Ave. On April 13, 2012, the City Council ordered the work to proceed and adopted the special assessments for the Upton Ave. S. resurfacing project. Special assessments partially fund the project.

Postponement

As part of our management of this and other projects, Public Works Staff began meeting with other public agencies and underground utilities once the program was approved in December. One of the major agencies is CenterPoint Energy, which manages all of the gas mains and gas service lines. CenterPoint were studying their major underground utilities and informed Public Works of their intent to make repairs and replacement of their gas utilities system in the Linden Hills area (including Upton Ave. S.) in advance of the 2012 resurfacing in the area. However, due to the extent of their underground facilities CenterPoint was not able to notify Public Works until recently that some gas main replacement that would occur in select streets within the Linden Hills neighborhood could not be completed until 2013. Gas utility work on Upton Ave. S. from 43rd St. W. to 50th St. W. will be delayed until 2013, which necessitates a delay to the resurfacing project for that section of the roadway. The properties at the south end of the Upton Av S resurfacing project, 50th to 54th St W, have already had their paving completed and will be assessed as originally authorized by Council action.

Recommendation

Public Works staff recommends that the levy of assessments for properties on both sides of Upton Ave. S. between 43rd St. W. and 50th St. W. be delayed until the fall of 2013 to begin collection on the 2014 property tax statements. The assessment collection terms would remain the same. The street resurfacing special assessments were determined by applying the 2012 Uniform Assessment Rates of \$0.56 /sq. ft. for Non-Residential and \$0.20 /sq. ft. for Residential. It is recommended that the assessments levied in 2013 remain at 2012 rates.

Notices to the property owners of the delay in levying their assessments will be mailed upon passage of a resolution by the City Council.

Attachment 1 – Map Area

Cc: Jack Qvale, Secretary, Board of Estimate and Taxation